

DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHODS AND APPARATUS FOR REMODELING AN EXTRAVASCULAR TISSUE STRUCTURE; the specification of which was filed on August 5, 2003 as Application Serial No. 10/634,655.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

Application No.: 60/429,281 Filing Date: November 25, 2002 Application No.: 60/265,995 Filing Date: February 1, 2001 Application No.: 60/488,334 Filing Date: July 18, 2003

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: 10/066,302 Filing Date: 01/30/02 Status: Pending

Application No.: 09/774,869 Filing Date: 01/30/01 Status: Patent 6,537,314

Application No.: 09/968,272 Filing Date: 10/1/01 Status: Pending

Application No.: 09/494,233 Filing Date: 01/31/00 Status: Patent 6,402,781

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Randall Lashinski
Inventor's signature
Date 2-13,04
Residence: 675 Pleasant Avenue, Santa Rosa, CA 95403
Citizenship: U.S.
Post Office Address: same as above
Full name of second inventor: David Taylor
Inventor's signature
Date
Residence: 50 Fairlie Drive, Santa Rosa, CA 95403
Citizenship: U.S.
Post Office Address: same as above
Full name of third inventor: Matthew Birdsall
Inventor's signature
Date
Residence: 4012 Polled Hereford Drive, Santa Rosa, CA 95404
Citizenship: U.S.
Post Office Address: same as above

Post Office Address: same as above

•

Full name of second inventor: David Taylor

Inventor's signature _____

Date _____

Residence: 22341 Kirkwood, Lake Forest, CA 92630

Citizenship: U.S.

Post Office Address: same as above

Full name of third inventor: Matthew Birdsall

Inventor's signature

Date

Residence: 4012 Polled Hereford Drive, Santa Rosa, CA 95404

Citizenship: U.S.

Post Office Address: same as above

Full name of fourth inventor: Jan Lau

Inventor's signature

Date (-6-04

Residence: 457 Quince Street, Windsor, CA 95492

Citizenship: U.S.

Post Office Address: same as above

Send Correspondence To: Jeremy P. Sanders KNOBBE, MARTENS, OLSON & BEAR, LLP Customer No. 20,995

H:\DOCS\PS\PS-3037.DOC 121803